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IN THE UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF OHIO EASTERN DIVISION

UNITED STATES OF AMERICA

: CASE NO. 5:06 CR 42

Plaintiff

-VS-

PETER F. GRIVAS

: ORDER ACCEPTING PLEA AGREEMENT

: AND JUDGMENT AND NOTICE OF

Defendant : HEARING

UNITED STATES DISTRICT JUDGE LESLEY WELLS

This case is before the Court on a Report and Recommendation filed by United States Magistrate Judge Nancy A. Vecchiarelli regarding the change of plea hearing and plea agreement of Peter F. Grivas which was referred to the Magistrate Judge with the consent of the parties.

On 1 February 2006, the government filed a one-count indictment against Peter F. Grivas for assisting the unauthorized interception or reception of cable services in violation of 47 U.S.C. § 553. On 24 March 2006, a hearing was held in which Peter F. Grivas entered a plea of not guilty before Magistrate Judge William H. Baughman, Jr. On 12 July 2006, Magistrate Judge Vecchiarelli received Peter F. Grivas's plea of guilty and issued a Report and Recommendation ("R&R") concerning whether the plea should be accepted and a finding of guilty entered.

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Neither party submitted objections to the Magistrate Judge's R&R in the ten days

after it was issued.

On de novo review of the record, the Magistrate Judge's R&R is adopted. Peter

F. Grivas is found to be competent to enter a plea. He understands his constitutional

rights. He is aware of the charges and of the consequences of entering a plea. There

is an adequate factual basis for the plea. The Court finds the plea was entered

knowingly, intelligently, and voluntarily. The plea agreement is approved.

Therefore, Peter F. Grivas is adjudged guilty of Count One in violation of 47

U.S.C. § 553.

Sentencing will be:

24 August 2006 at 2:00 p.m.

Courtroom 18-A **18th Floor the United States District Court**

801 West Superior Avenue

Cleveland, Ohio 44113

IT IS SO ORDERED.

/s/ Lesley Wells

UNITED STATES DISTRICT JUDGE

Dated: 15 August 2006

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